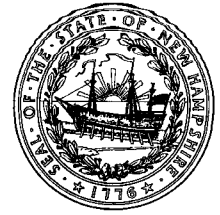




The State of New Hampshire
Department of Environmental Services



Michael P. Nolin
Commissioner

LETTER OF DEFICIENCY
WET 06-096

August 30, 2006

Eric Olson
634 Forristall Road
Rindge, NH 03461

RE: DES Wetlands File #2006-01986 Woods Crossing Road, Rindge

Dear Mr. Olson:

On August 23, 2006, personnel from the Department of Environmental Services ("DES") conducted an inspection of the above referenced property, more specifically referenced on Town of Rindge Tax Map as Lot (the "Property"). The purpose of the inspection was to determine compliance with RSA 482-A and NH Code of Admin. Rules Env-Wt 100-800.

During the inspection the following deficiencies were documented:

1. A Class VI had recently been upgraded. As a result of the upgrade two culverts within jurisdictional wetlands had been replaced without a Wetlands Bureau permit.
2. Additional road work had also been conducted such as resurfacing the road and ditch maintenance. The ditch line has been seeded and mulched and the road surface and road shoulders were stable. The ditch line encroachment into the adjacent wetland was minimal and has been stabilized with vegetation and mulch.
3. An existing crossing had been permitted under Wetlands File # 2004-1719. Two additional 24 inch diameter culverts had been installed at this crossing. An amendment to the permit had not been requested.

In response, you are requested to take the following actions:

1. **Within 30 days** of receipt of this Letter of Deficiency, retain a certified wetland scientist to delineate the wetlands along the Woods Crossing Road and provide photo documentation verifying that the ditch line located within the jurisdictional wetland has remained stable.
2. **Within 60 days** of receipt of this Letter of Deficiency, submit a Standard Dredge and Fill permit application to DES Wetlands Bureau for review and approval. Include provisions to retain the three non permitted culvert installations and modify the culverts, if necessary to be in compliance with permitting requirements.

RSA 482-A, the New Hampshire Wetlands law, was enacted to protect and preserve wetlands

and surface waters from unregulated despoliation. Prior to dredging, filling, or construction in and adjacent to wetlands or surface waters, an individual is required to obtain a permit. If work is done without a permit, this is considered a violation of RSA 482-A. Failure to respond to this Letter of Deficiency in a timely and complete manner may be construed as noncompliance by the receiving party.

DES personnel may conduct another inspection at a later date to determine whether you have come into and are maintaining full compliance with the applicable statute and rules.

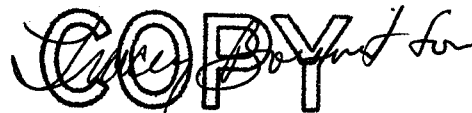
Issuance of this letter shall not preclude further enforcement by DES. Failure to comply with RSA 482-A will result in enforcement by DES, including but not limited to the issuance of fines, administrative orders, or referral to the New Hampshire Office of the Attorney General for prosecution of civil or criminal penalties. If an order is issued to you, it may also be recorded with the Registry of Deeds as an encumbrance against your property.

All documents submitted in response to this Letter of Deficiency should be addressed as follows:

Dawn Buker, Compliance Specialist
Wetlands Bureau
Department of Environmental Services
29 Hazen Drive
PO Box 95
Concord, NH 03302-0095

Should you have any questions regarding this letter, or wish to arrange a meeting, please contact Dawn Buker at (603) 271-4066.

Sincerely,



Collis G. Adams, CWS
Administrator
Wetlands Bureau

CERTIFIED MAIL 7000 1670 0000 0585 4805

cc: Rene Pelletier, Asst. Director, Water Division
Gretchen R. Hamel, Administrator, DES Legal Unit
Rindge Conservation Commission
Rindge Board of Selectmen
USACOE